

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

CARMAX AUTO SUPERSTORES, INC.

and

CARMAX, INC.,

Plaintiffs,

v.

Civil Action No. 3:16cv611

MONTGOMERY B. SIBLEY,

Defendant.

ORDER

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on April 17, 2017. (ECF No. 37.) The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation (ECF No. 37) is ADOPTED as the opinion of this Court; and,
- (2) CarMax Auto Superstores, Inc. and Carmax, Inc.'s (collectively, "CarMax") Motion for Attorneys' Fees and Costs is GRANTED, (ECF No. 32).

Let the Clerk of the Court send a copy of this Order to Defendant Montgomery B. Sibley at his address of record and to all counsel of record.

It is so ORDERED.

Richmond, Virginia

Date: 5/12/17



M. Hayman Lauck
United States District Judge